

JOSEPH P. RUSSONIELLO (CABN 44332)
United States Attorney

BRIAN J. STRETCH (CABN 163973)
Chief, Criminal Division

DANIEL R. KALEBA (CABN 223789)
Assistant United States Attorney
150 Almaden Boulevard, Suite 900
San Jose, CA 95113
Telephone: (408) 535-5061
Fax: (408) 535-5066

MAR 10 2010

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,
Plaintiff,
v.
NATHAN MICHAEL SHRIDER
Defendant.

No. CR-09 00956 PVT


~~PROPOSED~~ ORDER EXCLUDING
TIME FROM FEBRUARY 18, 2010 TO
MARCH 11, 2010

The defendant, NATHAN MICHAEL SHRIDER, represented by VARELL FULLER, Esquire, and the government, represented by DANIEL R. KALEBA, Assistant United States Attorney, appeared before the Court on February 18, 2010, for a status hearing. The parties represented that the government had provided a proposed plea agreement and additional discovery. Defense counsel requested a continuance of the matter.

The matter was continued to March 11, 2010, at 1:30 p.m. for a change of plea hearing or to set further proceedings. Counsel for the defendant and the government have stipulated that defense counsel wishes to exclude time under the Speedy Trial Act between February 17, 2010, and March 11, 2010, to allow for counsel's effective preparation.

1 Based upon the representation of counsel and for good cause shown, the Court finds that
2 failing to exclude the time between February 18, 2010 and March 11, 2010 would unreasonably
3 deny the defendant continuity of counsel and would deny counsel the reasonable time necessary
4 for effective preparation, taking into account the exercise of due diligence. 18 U.S.C.
5 § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice are served by excluding the
6 time between February 18, 2010 and March 11, 2010 from computation under the Speedy Trial
7 Act outweigh the best interests of the public and the defendant in a speedy trial. Therefore, IT IS
8 HEREBY ORDERED that the time between February 18, 2010 and March 11, 2010 shall be
9 excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

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12 DATED: 3/10/2010


PATRICIA V. TRUMBULL
United States Magistrate Judge